

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

DONALD BERDEAUX and CHRISTINE  
GRABLI, Individually and on Behalf  
of All Others Similarly Situated,

Plaintiffs,

-against-

ONECOIN LTD.; RUJA IGNATOVA;  
SEBASTIAN GREENWOOD; MARK  
SCOTT; DAVID PIKE; NICOLE J.  
HUESMANN; GILBERT ARMENTA; and  
THE BANK OF NEW YORK MELLON  
CORPORATION,

Defendants.

Case No. 19 Civ. 4074 (VEC)

Hon. Valerie E. Caproni

**NOTICE OF MOTION TO DISMISS  
PLAINTIFFS' SECOND AMENDED  
CLASS ACTION COMPLAINT**

**ORAL ARGUMENT REQUESTED**

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law, dated December 21, 2020, and the accompanying Declaration of Mark S. Scott, dated December 17, 2020, and all the pleadings and prior proceedings had in this matter, Defendant Mark S. Scott, by and through his counsel, Mintz & Gold LLP, will move this Court, before the Honorable Valerie E. Caproni, at the United States District Court, Southern District of New York, Thurgood Marshall United States Courthouse, 40 Foley Square, New York, New York 10007, for an order dismissing Plaintiffs Donald Berdeaux and Christine Grabli's Second Amended Class Action Complaint (ECF No. 125), with prejudice, for lack of personal jurisdiction and for failure to state a claim upon which relief may be granted, under Rules 12(b)(2) and 12(b)(6) of the Federal Rules of Civil Procedure.

WHEREFORE, Defendant Mark Scott respectfully requests that the Court grant this Motion, as well as such other and further relief as the Court deems just and proper.

Dated: New York, New York  
December 21, 2020

Respectfully submitted,

**MINTZ & GOLD LLP**

/s/ Timothy J. Quill, Jr.  
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To: All Counsel of Record (via ECF)